

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

INFOGATION CORPORATION,)
)
 Plaintiff,)
)
 v.) C.A. No. 2:23-cv-00358-JRG
)
 BAYERISCHE MOTOREN WERKE AG,)
)
 Defendant.)

INFOGATION CORPORATION,)
)
 Plaintiff,) C.A. No. 2:24-CV-00363-JRG
) (LEAD CASE)
 v.)
) C.A. No. 2:24-cv-00304-JRG
 BMW OF NORTH AMERICA, LLC,) (MEMBER CASE)
)
 Defendant.)

**DEFENDANTS BAYERISCHE MOTOREN WERKE AG AND BMW OF NORTH
AMERICA, LLC'S NOTICE REGARDING MOTION FOR FEES
UNDER FED. R. CIV. P. 54(d)(2)**

On September 10, 2024, Defendants Bayerische Motoren Werke AG (“BMW AG”) and BMW of North America, LLC (“BMW NA”) filed an Unopposed Motion for Extension of Time to File a Motion for Fees Under Fed. R. Civ. P. 54(d)(2) in the above referenced matters. The extended deadline for BMW AG and BMW NA to file any motion for fees is September 25, 2024.

BMW AG and BMW NA hereby notify the Court that they will not be filing a Motion for Fees in either civil action. As such, neither BMW AG nor BMW NA will file any further motions

or submissions in the above referenced matters. BMW AG and BMW NA thank the Court for the provided extension of time.

Dated: September 23, 2024

/s/ Brian Paul Gearing

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